

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION**

**PHYLLIS MAST,**

**Plaintiff,**

**v.**

**JO ANNE B. BARNHART,  
Commissioner of Social Security,**

**Defendant.**

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**CIVIL NO. 5:05CV11**

**FINAL JUDGMENT**

Defendant Commissioner of Social Security, through counsel, has moved this Court to enter judgment. The Court has previously ordered remand of the cause to the Defendant Commissioner for further proceedings pursuant to sentence six of 42 U.S.C. § 405(g).

For the reasons stated in Defendant's Motion for Entry of Judgment and pursuant to the power of this Court to enter a judgment affirming, modifying, or reversing the Commissioner's decision subsequent to remand under sentence six of 42 U.S.C. § 405(g), the Court now **ORDERS, ADJUDGES and DECREES** that:

The Commissioner's decision of July 7, 2006, is **AFFIRMED** and final judgment is hereby entered.

Plaintiff shall have thirty (30) days from the entry of judgment herein, in which to file any motion for attorney fees under EAJA in this matter.

**SO ORDERED, ADJUDGED AND DECREED.**

Signed: July 13, 2006

*Carl Horn, III*

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Carl Horn, III  
United States Magistrate Judge

